

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

UNITED STATES OF AMERICA

v.

MARCELLAS HOFFMAN

CRIMINAL NO. 01-169-02

ORDER

AND NOW, this 14th day of October, 2011, upon consideration of Petitioner, Marcellas Hoffman's ("Hoffman"), Motion for Relief from Judgment (Doc. No. 269), and the Response in opposition thereto, it is hereby **ORDERED** that the Motion is **DENIED**. It is further **ORDERED** that Hoffman's Motion for Leave to File a Reply Brief (Doc. No. 274) is **DENIED** as moot.

There is no probable cause to issue a certificate of appealability.

BY THE COURT:

/s/ Robert F. Kelly
ROBERT F. KELLY
SENIOR JUDGE